EXPRESS MAIL NO.: EV 272908691 US DATE DEPOSITED: SEPTEMBER 22, 2003

**PATENT** 

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applic	ant: Donald E. Weder	)	Atty.	Dkt.	No.	8403.9	969
Serial	No.: Not Yet Assigned	)		•			
Filed:	September 22, 2003	)					
For:	CURLED OR CRIMPED DECORATIVE GRASS HAVING AN OPTICAL EFFECT	) )					

Mail Stop - Patent Application Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450

#### INFORMATION DISCLOSURE STATEMENT

## List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:

- 1. [X] Preliminary Statements
- 2. [X] FORM PTO-1449 (Modified)
- [X] Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies are Submitted or Need Be Submitted
- 4. **[X]** Copies of Listed Information Items Accompanying this Statement
- 5. **[X]** Identification of Person(s) Making this Information Disclosure Statement

#### Section 1. Preliminary Statements

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

#### Section 2. Form PTO-1449 (Modified)

- [X] A completed Form 1449 (Modified) is attached hereto.
- [] No Form 1449 (Modified) is attached.

# Section 3. Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies are Submitted or Need Be Submitted

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application **U.S. Serial No.** <u>09/630,644</u>, filed on <u>August 1</u>, <u>2000</u>.

## Section 4. Copies of Listed Information Items Accompanying this Statement.

Legible copies of all items listed in Form PTO-1449 (Modified) accompany this information disclosure statement.

- [X] Exception(s) to above:
  - [X] Items in prior application from which an earlier filing date is claimed for this application, as identified in Section 3.

#### Identification of Person(s) Making this INFORMATION Section 5. DISCLOSURE STATEMENT

The person making this statement is the attorney who signs below on the basis of the information:

- supplied by the inventor(s) []
- supplied by an individual associated with the filing and prosecution [] of this application (37 C.F.R. § 1.56(c)).
- in the attorney's file [X]

Respectfully submitted,

Kathryd L. Hester, Ph.D.

Reg. No. 46,768

DUNLAP, CODDING & ROGERS, P.C. 1601 N.W. Expressway, Suite 1000 Oklahoma City, Oklahoma 73118 Telephone - (405) 607-8600

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Agent for Applicant

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Date Deposited: 09/22/2003

PTO/SB/08A (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Complet if Known Substitute for form 1449A/PTO **Application Number** Not Yet Assigned INFORMATION DISCLOSURE 09/22/2003 Filing Date STATEMENT BY APPLICANT First Named Inventor Donald E. Weder Not Yet Assigned Group Art Unit (use as many sheets as necessary) Not Yet Assigned Examiner Name Attorney Docket Number 8403.969 of 4 Sheet

				U.S. PATENT DOCL	JMENTS	
Examiner Initials*	Cite No.1	U.S. Patent	Document Kind Code <sup>2</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	2,240,072		Hodgdon, et al.	04/29/1941	
	AB	2,244,845		Matthrews	06/10/1941	
	AC	2,679,887		Doyle, et al.	06/01/1954	
	AD	2,774,187		Smithers	12/18/1956	
	AE	2,989,828		Warp	06/27/1961	
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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Date Deposited: 09/22/2003	C mplete if Kn wn
INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (use as many sheets as necessary)  Sheet 2 of 4	Application Number Not Yet Assigned  Filing Date 09/22/2003  First Named Inventor Donald E. Weder  Group Art Unit Not Yet Assigned  Examiner Name Not Yet Assigned  Attorney Docket Number 8403.969

				U.S. PATENT DOCU	JMEN 15	Pages, Columns, Lines,
xaminer	Cite	U.S. Patent	Document Kind Code <sup>2</sup>	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear
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Cite No.1	Office <sup>3</sup>	Number		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear	T6
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	ute for form 1449A/PT			Application Number	Not Yet Assigned	
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			APPLICANT	First Named Inventor	Donald E. Weder	
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Sheet	3	of	4	Attorney Docket Number	8403.969	

				U.S. PATENT DOCU	MENTS	
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Examiner Initials*	Cite No.1	Office <sup>3</sup>	Foreign Patent Do		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Т6
<del>                                     </del>	CP	<b>├</b> ┈┐	1,166,697		Germany	03/26/1964		1_
	cq		5,006,031		Japan	03/10/1975		
-	CR		9,916,615		PCT	04/08/1999		—
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Substitute for form 1449B/PTO			C mplet if Known		
			Application Number	Not Yet Assigned	
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STATEMENT BY APPLICANT			First Named Inventor	Donald E. Weder	_
			Group Art Unit	Not Yet Assigned	
			Examiner Name	Not Yet Assigned	
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OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T2		
	AA	Merl Iridescent Films General Information; Mearl Corp., Peeksill, NY, 6/1981			
	АВ	Speed Sheets ® & Speed Rolls, © 1990, 2 pgs., Highland Supply Corp., Higland, IL			
	AC	LePlant SAC Advertisement, published prior to 09/26/1987.			
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Signature	Considered		

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